SIKKIM

GOVERNMENT GAZETTE

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POWER DEPARTMENT,
GOVERNMENT OF SIKKIM, GANGTOK

No. 16/Power/Adm **Dated: 13/11/2025**

NOTIFICATION

In exercise of the powers conferred by clause (d) and (e) of sub-section (2) of section 180 read with sub-section (2) and (3) of section 89 of the Electricity Act, 2003 (Act No. 36 of 2003) the State Government hereby makes the following rules further to amend the Sikkim Electricity Regulatory Commission (Salary, Allowances and other terms and conditions of Service of the Chairperson) Rules, 2011 namely:-

Short title and commencement

1. (1) These rules may be called the Sikkim Electricity Regulatory Commission (Salary, Allowances and Other Terms and Conditions of Service of the Chairperson) (Amendment) Rules, 2025.

(2) They shall come into force from the date of their publication in the Official Gazette.

Amendment of rule 1

2. In the Sikkim Electricity Regulatory Commission (Salary, Allowances and Other Terms and Conditions of Service of the Chairperson) Rules, 2011 (hereinafter referred to as the "said rules", in sub-rule (1) of rule 1, after the word "Chairperson", the words "and Member" shall be inserted.

Amendment of rule 2

3. In the said rules, in rule 2, in sub-rule (1), after clause (d), the following clause shall be inserted, namely:-"

(e) "Member" means the Member (Law) of the Sikkim State Electricity Regulatory Commission."

Amendment of rule 3

4. In the said rules, for existing rule 3, the following shall be substituted, namely:-

"3. Every person appointed to be the chairperson or a full time member of the Commission shall, before entering upon his office, make and subscribe an oath of office and secrecy before the Chief Secretary, Government of Sikkim. The oath of office and secrecy shall be administered in the following form:

Insertion of rule 4A

5. In the said rules, after rule 4, the following new rule 4A shall be inserted, namely:-

"**4A. Pay and Allowance of Member (Law).-**

(1) The salary payable to the Member (Law) shall not be less than that received by a Class I official of the Government of Sikkim and not below the rank of Secretary:

Provided that, in the case the Member (Law) is appointed from amongst the person who has retired as a District Judge or who has retired from Central or a State Government and who is in receipt of or has received or has become entitled to receive any retirement benefits by way of pension and/or gratuity or other forms of retirement benefits, the pay shall be reduced by the gross amount of pension equivalent of service gratuity, if any, but excluding pension equivalent of retirement gratuity, drawn or to be drawn by him.

(2) The Member (Law) shall receive Dearness Allowance and other allowances as may be admissible to a District Judge or Officer of corresponding grade in the State."

Amendment of rule 5

6. In the said rules, in rule 5, for the marginal heading "Accommodations" the marginal heading "Accommodation for the Chairperson" shall be substituted.

Insertion of rule 5A

7. In the said rules, after rule 5, the following new rule shall be inserted, namely:-

"**5A. Accommodation for the Member (Law).-**

(1) The Member (Law) shall be entitled to **a furnished accommodation as may be admissible to a District Judge or Officer of corresponding grade** in the State.

(2) The Member (Law) who is not provided with or does not avail himself of the use of official residence and resides in his own house, may be paid house rent allowance as may be admissible to a District Judge or Officer of corresponding grade in the State."

Amendment of rule 6

8. In the said rules, in rule 6, in the marginal heading, after the word "conveyance", the words "for the Chairperson" shall be inserted.

Insertion of rule 6A

9. In the said rules, after rule 6, the following new rule 6A shall be inserted, namely:-

"6A. **Facility of Conveyance for the Member (Law).-**

(1) The Member (Law) shall be provided with an official vehicle and a driver and petrol/diesel for the vehicle attached to him shall be such as may be admissible to a District Judge or Officer of corresponding grade in the State.

(2) The Member (Law) shall be entitled to use the Government vehicle for private purpose as per rules applicable to a District Judge or Officer of corresponding grade in the State."

Amendment of rule 7

10. In the said rules, in rule 7, in the marginal heading, after the word "allowance", the words "for the Chairperson" shall be inserted.

Insertion of rule 7A

11. In the said rules, after rule 7, the following rule 7A shall be inserted, namely:-

"7A. **Travelling Allowance for the Member (Law).-**

The Member (Law) while on tour inside or outside the State shall be entitled to travelling allowance, daily allowance at the same scale and rates as may be admissible to a District Judge or Officer of corresponding grade in the State."

Amendment of rule 9

12. In the said rules, in rule 9,-

(a) in the marginal heading, after the word "Leave", the words "entitlement of the Chairperson and the Member (Law)" shall be inserted;

(b) after sub-rule (3), the following sub-rule shall be inserted, namely:

"(4) The Member (Law) shall be entitled to casual leave and other leaves as may be admissible to a District Judge or Officer of corresponding grade in the State."

Amendment of rule 10

13. In the said rules, in rule 10, the existing rule shall be renumbered as sub-rule (1) of rule 10 and after sub-rule (1) as so re-numbered, the following sub-rule shall be inserted, namely:-

"(2) The Chairperson of Sikkim State Electricity Regulatory Commission shall be the authority competent to sanction leave to the Member (Law)."

Amendment of rule 11

14. In the said rules, in rule 11, after the words "in the State" the words "and the Member (Law) shall be entitled to medical treatment and hospital facilities as are admissible to a District Judge or Officer of corresponding grade in the State respectively."

Amendment of rule 12

15. In the said rules, in rule 12, after the word "Chairperson", the words "and the Member (Law)" shall be inserted.

Amendment of rule 13

16. In the said rules, in rule 13, the existing rule shall be re-numbered as sub-rule (1) of rule 13 and after sub-rule (1) as so re-numbered, the following sub-rule (2) shall be inserted, namely:-

"(2) The Member (Law) shall not be entitled to subscription towards Contributory Provident Fund and/or General Provident Fund for the service rendered by him in the Commission."

Amendment of rule 14

17. In the said rules, in rule 14, after the words "of the State", the words "and the Member (Law) shall be eligible for telephone facilities at Office and Residence as admissible to a District Judge or Officer of the corresponding grade in the State respectively."

Amendment of rule 15

18. In the said rules, in rule 15, after the words "posted in the state" the words" "and in the case of a Member (Law) shall be such as are admissible to a District Judge or Officer of corresponding grade in the state."

Form I

Oath of Secrecy

I.....do swear in the name of God and solemnly affirm that I shall not directly or indirectly, communicate or reveal to any person or persons any matter which shall be brought under my consideration or shall become known to me as the Chairperson/Member (Law) of the Sikkim Electricity Regulatory Commission except as may be required for the due discharge of my duties as such Chairperson/Member (Law).

Oath and affirmation of allegiance to the Constitution

I.....having been appointed Chairperson/Member (Law) of the Sikkim State Electricity Regulatory Commission, do swear in the name of God and solemnly affirm that I shall bear true faith and allegiance to the Constitution of India as by law established, that I shall uphold the sovereignty and integrity of India, that I shall duly and faithfully and to the best of my ability, knowledge and judgment perform the duties of my office without fear or favour, affection or ill will and that I will uphold the Constitution and the laws of the land."

By order and in the name of the Governor

Bikash Deokota
Secretary
Power Department
Government of Sikkim